



5. It was not until I forwarded a proposed assented-to motion to stay to Plaintiff's counsel did Plaintiff's counsel finally respond but only with the statement "[o]ur client does not assent to the City's proposed motion to stay."

6. Plaintiff's counsel failed to respond to a follow-up email asking for an explanation as to why the Plaintiff would not assent.

THE FOREGOING STATEMENTS ARE MADE UNDER THE PAINS AND PENALTIES OF PERJURY ON THIS 31<sup>st</sup> DAY OF March 2015.

s/ Samuel A. Aylesworth

**CERTIFICATE OF SERVICE**

I, Samuel A. Aylesworth, hereby certify that this document, filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on this 31<sup>st</sup> day of March 2015.

s/ Samuel A. Aylesworth